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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92024108
Party	Plaintiff Galleon S.A., Bacardi-Martini U.S.A. and Bacardi & Company Limited
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Submission	Response to Board Order/Inquiry
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

GALLEON S.A.,
BACARDI-MARTINI U.S.A., INC., and
BACARDI & COMPANY LIMITED,
Petitioners,

-against-

HAVANA CLUB HOLDINGS, S.A. and
EMPRESA CUBANA EXPORTADORA
DE ALIMENTOS Y PRODUCTOS
VARIOS, S.A. D/B/A CUBAEXPORT,
Respondents.

Cancellation No. 92/024,108

RESPONSE TO AUGUST 14, 2012 ORDER

Petitioners submit this response to the Board's August 14, 2012 order. Civil Action No. 1:04-CV-00519 (the "Civil Action") remains pending in the United States District Court for the District of Columbia. On August 4, 2008, the United States District Court for the District of Columbia entered an order staying further proceedings in the Civil Action pending appeal of the USPTO's August 3, 2006 order canceling Reg. No. 1,031,651 for the mark HAVANA CLUB (the "Cancellation Order"). A status report pertaining to the Civil Action is due on October 3, 2012. Accordingly, there has been no final resolution of the Civil Action, and this proceeding should remain suspended.

Dated: New York, New York
September 6, 2012

KELLEY DRYE & WARREN LLP
Attorneys for Petitioners

By 

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing RESPONSE TO AUGUST 14, 2012 ORDER has been served upon registrant's attorney, Herbert Schwartz, Fish & Neave IP Group, Ropes & Gray LLP, 1211 Avenue of the Americas, New York NY 10036, the address designated by said attorney for that purpose by depositing a true copy thereof with the United States Postal Service as first class mail on September 6, 2012

Dated: September 6, 2012



Matthew D. Marcotte

CERTIFICATE OF FILING

The undersigned hereby certifies that the foregoing RESPONSE TO AUGUST 14, 2012 ORDER has been filed electronically with the United States Patent and Trademark Office.

New York, New York
September 6, 2012



Matthew D. Marcotte